

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JAVIER ORTIZ,	:	CIVIL ACTION
	:	NO. 12-5979
Petitioner,	:	
	:	
v.	:	
	:	
LUIS FOLINO, et al.,	:	
	:	
Respondents.	:	

**O R D E R**

**AND NOW**, this **14th** day of **August, 2013**, it is hereby  
**ORDERED** as follows:

(1) The Report and Recommendation (ECF No. 16) is  
**APPROVED and ADOPTED**;

(2) Petitioner's Objections to the Report and  
Recommendation (ECF No. 17) are **OVERRULED**;

(4) The Petition for a Writ of Habeas Corpus (ECF No.  
1) is **DENIED and DISMISSED with prejudice**;

(5) A Certificate of Appealability shall not issue;  
and

(4) The Clerk of Court shall mark this case **CLOSED**.

**AND IT IS SO ORDERED.**

/s/ Eduardo C. Robreno  
EDUARDO C. ROBRENO, J.